

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

Jon Luer,)	
)	
and)	
)	
Andrea Steinebach,)	
)	
Plaintiffs,)	
)	
vs.)	Cause No. 4:17-cv-767-NAB
)	
St. Louis County, Missouri, et al.)	
)	
Defendants.)	

Supplemental Response to Defendants' First RFPs to Plaintiff Jon Luer

Comes now Plaintiff Luer in response to Defendants' first request for production.

DOCUMENTS TO PRODUCE:

1. Reprints and/or laser copies (not photocopies) of all videos, pictures, depictions, drawings or other visual documentation or documents of the occurrences and/or scenes described in the Complaint.

Bates Numbers P0001-P0014, P0035-0101 inclusive attached.

To the extent that this request includes all videos, pictures, depictions, etc., of the Luer/Steinebach home taken or possessed on any date at any time before or after the incident, since that is the "scene" of the occurrences described in the Complaint, Plaintiff objects that it is overbroad, not relevant, and not reasonably calculated to lead to the discovery of admissible information.

2. Reprints and/or laser copies (not photocopies) of any photographs or other visual reproductions or documents depicting Plaintiff's injuries, diagnoses, wounds or conditions as described in the Complaint.

No responsive documents.

3. A copy of any movies, videos, photographs or other documents which have been made or captured relating to any aspect of the Complaint.

Bates Numbers P0001-P0014, P0035-0101 inclusive attached.

To the extent that this request includes all videos, pictures, depictions, etc., of the Luers' home taken or possessed on any date at any time before or after the incident, since that is the "scene" of the occurrences described in the Complaint, Plaintiff objects that it is overbroad, not relevant, and not reasonably calculated to lead to the discovery of admissible information.

4. Copies of any and all statements made by Plaintiff concerning:
 - a. the subject matter of this lawsuit, including any written statement signed or otherwise adopted or approved by the Plaintiff hereto, and,
 - b. any stenographic, mechanical, electrical or other type of recording or any transcription thereof made by Plaintiff hereto and contemporaneously recorded.

Bates Number P0015-P0024 attached. This answer may be supplemented. Portions of Bates Numbers 0017, 0019, and 0020 are redacted because those portions are statements to attorneys for purposes of seeking and/or during the course of representation. There are two additional documents responsive to this request that are, in their entirety, statements to attorneys for purposes of seeking and/or during the course of representation and are therefore covered entirely by attorney-client privilege.

5. Any and all drawings, maps, or sketches of the scene of the incident which have been made and relate to this lawsuit or the area of occurrence of this lawsuit in any way.

Bates Numbers P0088-0101 inclusive attached.

To the extent that this request includes all drawings, maps, or sketches of the Luers' home taken or possessed on any date at any time before or after the incident, since that is the "scene" of the occurrences described in the Complaint, Plaintiff objects that it is overbroad, not relevant, and not reasonably calculated to lead to the discovery of admissible information.

6. True and accurate copies of any and all statements made by Defendants or any of their agents, elected officials, representatives or employees.

Recording of 2016-07-28 voicemail attached (via electronic mail). Recording of merged dispatch calls will be provided upon request but was produced by Defendant St. Louis County and is assumed to already be in Defendants' possession.

7. True and accurate copies of any and all statements made by Plaintiff or any of said person's agents, elected officials, representatives or employees.

This request is unclear. Please restate. As written, Plaintiff objects that it is overbroad, not relevant, and not reasonably calculated to lead to the discovery of admissible information.

8. Any bills, medical bills, invoices, cancelled checks or the like evidencing money actually spent by Plaintiff, or obligations to pay incurred by Plaintiff, as a result of or relating to the claims as alleged in Plaintiff's Complaint.

No responsive documents.

9. All documents pertaining to Plaintiff's efforts to obtain employment since July 10, 2016, including but not limited to all resumes, applications, and correspondence or other documents to or from any prospective or actual employer.

Plaintiff is not claiming any lost wages or employment-related expenses, or any damages related to taxation, so Plaintiff objects that this request is not relevant and not reasonably calculated to lead to the discovery of admissible information.

10. All documents regarding, concerning, pertaining to or evidencing the contentions that Defendant St. Louis County failed to adequately train or supervise its employees.

Bates Numbers P0001-P0101 attached.

11. Plaintiff's federal and state tax returns, including supporting W-2 and 1099 statements and all other attachments, for the years 2011 to present.

Plaintiff is not claiming any lost wages or employment-related expenses, or any damages related to taxation, so Plaintiff objects that this request is overbroad, not relevant, and not reasonably calculated to lead to the discovery of admissible information. Plaintiff also objects to the provision of his social security number for the reasons provided in interrogatory no. 2 directed to him.

12. A duly executed copy of Form 8821: Tax Form Authorization, attached hereto.

Plaintiff is not claiming any lost wages or employment-related expenses, or any damages related to taxation, so Plaintiff objects that this request is overbroad, not relevant, and not reasonably calculated to lead to the discovery of admissible information. Plaintiff also objects to the provision of his social security number, in which he has an important privacy interest, for the reasons provided in interrogatory no. 2 directed to him.

13. A duly executed copy of the Authorization to Obtain Medical Records attached hereto.

Plaintiff is not claiming any damages relating to medical care, so Plaintiff objects that this request is overbroad, not relevant, and not reasonably calculated to lead to the discovery of admissible information.

14. A duly executed copy of the Authorization to Obtain Psychotherapy Notes attached hereto.

Plaintiff is not claiming any damages relating to psychotherapy, so Plaintiff objects that this request is overbroad, not relevant, and not reasonably calculated to lead to the discovery of admissible information.

15. A duly executed copy of the Authorization to Obtain Employment Information attached hereto.

Plaintiff is not claiming any lost wages or employment-related expenses, or any damages related to taxation, so Plaintiff objects that this request is overbroad, not relevant, and not reasonably calculated to lead to the discovery of admissible information.

16. Any and all documents and tangible things related, mentioning, or having any connection to the occurrences described in Plaintiff's Complaint or utilized to answer or requested by the Interrogatories propounded by Defendants in this case.

Bates Numbers P0001-P0101 attached. Please see request number 4 as to responsive documents or portions of documents covered by attorney-client privilege.

To the extent that this request includes all videos, pictures, depictions, etc., of the Luer/Steinebach home taken or possessed on any date at any time before or after the incident, since that is the "scene" of the occurrences described in the Complaint, Plaintiff objects that it is overbroad, not relevant, and not reasonably calculated to lead to the discovery of admissible information.

17. Any and all documents and tangible things whose production has not been requested

pursuant to any other item of this request which you intend to offer into evidence at the trial of this case.

Evidentiary decisions about trial have not been finalized, but Bates Numbers P001-0101 may be offered into evidence.

18. Any and all documents and tangible things whose production has not been requested

pursuant to any other item of this request which you do not intend to offer into evidence at

the trial of this case but which may be used as demonstrative evidence at trial.

Evidentiary decisions about trial have not been finalized, but Bates Numbers P001-0101 may be used as demonstrative evidence at trial.

19. Any and all documents and tangible things which evidence the allegation in paragraph 33

that Plaintiff Luer was a “federally licensed firearms dealer” on July 10, 2016.

Bates Number P0034 attached.

Respectfully submitted,



Anthony E. Rothert, #44827MO

Jessie Steffan #64861MO

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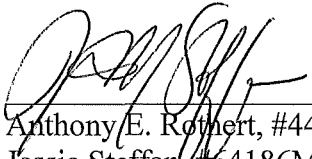
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CERTIFICATE OF SERVICE
PLAINTIFF LUER'S SUPPLEMENTAL RESPONSES TO
DEFENDANTS' FIRST REQUEST FOR PRODUCTION

Plaintiff, by and through counsel, hereby certifies that his responses to Defendants' first set of request for production were emailed, with a Dropbox link, to:

RACHEL SWARZLOSE
Associate County Counselor
RSchwarzlose@stlouiscountymo.gov



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